



PATENT DOCKET NO. BMX-003.02 (23819-302)

In re Application of:

Zhang, H., et al.

Application No:

10/806,036

Filed:

March 22, 2004

For:

Degradable Crosslinkers, and

Degradable Crosslinked Hydrogels

Comprising Them

Art Unit:

1625

Examiner:

Not Yet Assigned

Attention: Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 11, 2004.

Shirine Darvish

## **INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with the provisions of 37 C.F.R. 1.97 and 1.98, Applicants hereby make of record the patents and publications listed on the accompanying Form PTO-1449, and other information contained herein, for consideration by the Examiner in connection with the examination of the above-identified patent application. Under 35 U.S.C. §120, this application has the benefit of the filing date of U.S. Patent Application 10/186,251 filed June 27, 2002. Copies of all references listed on the Form PTO-1449's were submitted to the Office in the parent application; therefore, they are not required to be provided in this application.

## **REMARKS**

In accordance with the provisions of 37 C.F.R. 1.97, this statement is being filed:

	(1)	within three (3) months of the <b>filing date</b> of a national application other than a continued prosecution application under 37 C.F.R. 1.53(d), or within three (3) months of the <b>date of entry of the national stage</b> as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing of the <b>first Office Action</b> on the merits, or before the mailing of a <b>first Office Action</b> after the filing of a request for continued examination under 37 C.F.R. 1.114; or
	(2)	after the period defined in (1) but before the mailing date of a final action or a notice of allowance under 37 C.F.R. 1.311, and
		the requisite Statement is below, OR
		the requisite fee under 37 C.F.R. 1.17(p), namely \$180.00, is included herein, or
	(3)	after the mailing date of a final action or notice of allowance but before the payment of the issue fee, AND
		the requisite Statement is below, AND
		the requisite petition fee under 37 C.F.R. 1.17(p), namely \$180.00 is included herein.
	It is re	spectfully requested that each of the patents and publications listed on the attached Form
PTO-1	110 and	d other information contained herein, he made of record in this application

## **STATEMENT**

As required under 37 C.F.R. 1.97(e), Applicant(s), through the undersigned, hereby state either that [check the appropriate space only if either (2) or (3) is checked on the previous page and the Statement is required]:

- 1. Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application **not more than three months** prior to the filing of the Information Disclosure Statement; or
- 2. No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

Respectfully submitted,

Date: August 11, 2004 Reg. No. 44,719

Tel. No. (617) 832-1765 Fax No. (617) 832-7000 Dana M. Gordon, Ph.D. Attorney for Applicant(s)

Foley Hoag LLP

155 Seaport Boulevard

Boston, Massachusetts 02210-2600

Sheet Page 1 of 2 Form PTO-1449 Docket Number (Optional) Application Number IN A PRIMATION DISCLOSURE CITATION BMX-003.01(23819-301) 10/186,251 O NAN APPLICATION
(See several sheets if necessary) Applicant Schwarz and Zhang AUG 1 3 2004 \$ Filing Date Group Art Unit June 27, 2002 1621 **U.S. PATENT DOCUMENTS** FILING DATE DOCUMENT NUMBER DATE **SUBCLASS** NAME **CLASS** IF APPROPRIATE US 3,718,716 02/27/73 Joh et al. 260 898 AB US 3,794,494 02/26/74 96\_ Kai\_et\_al\_ 35.1. AC US 3,858,510 01/07/75 Kai et al 101 395 ΑD US 5,124,421 06/23/92 Ulbrich et al. 526 212 ΑE US 5,130,479 07/14/92 Ulbrich et al. 562 874 AF US 5,922,612 07/13/99 Alder et al. 436 163 AG US 6,323,360 B1 11/27/01 Ruckenstein et al. 560 199 FOREIGN PATENT DOCUMENTS Translation DATE COUNTRY DOCUMENT NUMBER **CLASS SUBCLASS** YES NO

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